GOVERNMENT OF MYSORE

LABOUR AND MUNICIPAL ADMINISTRATION DEPARTMENT (LABOUR).
FOOD, CIVIL SUPPLIES,

Labour Dispute.—Industrial Dispute between the Workmen and the Management of Narasimha Furniture Works. Tumkur.

Award of the Industrial, Tribunal Bangalore published.

Read the following papers

(i) Letter I. T. No. 1246-7/67-68 dated 13th November 1967 from Shri A. Panchakshariah, Presiding Officer, Industrial Tribunal, Bangalore.

BEFORE THE INDUSTRIAL TRIBUNAL IN MYSORE, BANGALORE.

Dated 10th November 1967.

Present :

Sri A. Panchakshariah, B. A. (Hons) LL. B., *Presiding Officer,*

I.D. No. 180 of 1966.

First Party.		*Second Party.*
Workmen of Sri Narasimha Furniture Works, Tumkur.	*Vs*	Management of Sri Narasimha Furniture works, Tumkur.

Appearances.

Sri S. Sundaram, Secretary. Tumkur District Auto-vehicles Body Building, Smith and Furniture Making Workers' Union, Tumkur and Sri V. P. Ananthakrishnan, Advocate, Bangalore. ... ***For I Party.***

Sri V. K. Balasundaram, Advocate, Tumkur and Sri B. Gopaliah Advocate, Bangalore. ... ***For II Party.***

Reference.

G. O. No. LMA 542 LLD 66, Bangalore, dated 15.12.1963.

AWARD

The workmen of Sri Narasimha Furniture Works, Tumkur, placed three demands before the Management of Sri Narasimha Furniture Works, Tumkur. Those demands are in respect of Gratuity of 15 months' pay to be paid to workmen at the time of his discharge, dearness linked to the price index to be given beginning from 1st January 1965 and two sets of uniforms to be given to each worker every year with effect from 1965. These demands were the subject matter of a conciliation and the parties did not come to any understanding or settlement before the Conciliator and a failure report was submitted by the Conciliator to the Government. On this failure report the Government of Mysore in their Order No. LMA 512 LLD 66, dated 15th December 1966 have referred under Sec. 10 (1) (d) of the Industrial Disputes Act, 1947, these points of Dispute for adjudication to this tribunal. The same was registered as I.D. No. 180 of 1966 and Notices were issued to the parties to file their respective pleadings. The I Party filed a claim statement on 20th February 1967 through their President Sri B. P. Gangadharan and Secretary Sri S. Sundaram.

2. In the course of their claim statement the I Party workmen have justified their claim for introduction of a Scheme of Gratuity, for payment of dearness allowance linked to the cost of living and for grant of uniforms. The II Party opposed these demands in the counter statement filed by the Proprietor of Sri Narasimha Furniture Works. It was also contended that this dispute does not amount to an industrial dispute for the reasons mentioned in para 1 of the counter statement. On the basis of these pleadings three issues were framed by me in addition to the points of dispute scheduled in the Order of Reference. The case was taken up for evidende. It was taken up at Tumkur Camp on 8th November 1967 and 9th November 1967 when the II Party examined three witnesses and cross examination had been reserved at the request of the counsel for the I Party. On 9th Nov. 1967 when the case was taken up for further hearing, both the parties arrived at a settlement and filed a Joint Memorandum of Settlement. The I Party is represented by Sri V. P. Ananthakrishnan, Advocate, Bangalore, and the II Party is represented by Sri V. K. Balasundaram, Advocate, Tumkur and Sri B. Gopaliah, Advocate, Bangalore. According to the Memorandum of Settlement the I party gave up demands Nos. 1 and 3 and confined themselves only to demand No. 2.

3. According to this Settlement the II party agreed to pay dearness allowance at the rate of Rs. 0.50 per working day per worker to all the workers borne on the establishment on 1-t November 1967 commencing from 1st July 1967 and during the period of this agreement. It is also agreed that this agreement will be in force for a period of two years from this date during which period the I Party workmen will continue to do the work satisfactorily. D.A. prior to 1st November 1967 at the same rate is agreed to be paid within a month from this date. On this understanding both the parties filed the Memorandum of Settlement signed by both the Advocates for the II Party as also the II Party himself and by Sri V. P. Ananthakrishnan, Advocate and Sri S. Sundaram, Secretary of the I Party Union, for the I Party. Both the parties requested this tribunal to pass an award in terms of this Settlement. I accept the terms of the settlement as the same are beneficial to both the parties. Accordingly I pass an award in terms of the Memorandum of Settlement. This Memorandum of Settlement is annexed to this Award and it will form part of this award.

4. In the circumstances, each party will bear its own costs.

A. PANCHAKSHARIAH.

Presiding Officer.

Industrial Tribunal, Bangalore.

ANNEXURE

BEFORE THE INDUSTRIAL TRIBUNAL IN MYSORE, BANGALORE.

Camp–Tumkur

I.D. No. 180 of 1968.

Workmen of Narasimha Furniture Works, Tumkur. ... *I Party*

Management of Narasimha Furniture Works, Tumkur ... *II Party*

MEMORANDUM OF SETTLEMENT

The parties to the above dispute have arrived at the following Settlement :—

(1) The Management agrees to pay Dearness Allowance of Re. 0-50 per working day to all workers borne on the establishment on 1st November 1967 commencing from 1st July 1967 and during the period of this agreement.

(2 The First Party gives up all the other points of disputes in the Order of Reference.

(3) This Agreement will be in force for a period of two years from this day.

(4) The First Party workmen will continue to do satisfactory work during the period of this agreement.

(5. The Dearness Allowance for the period prior to 1st November 1967 shall be paid within one month.

(6) Both parties pray that an Award may kindly be passed in terms of this Settlement.

For I Party.

S. Sundaram Secretary,
I Party Union.
V. P. Ananthakrishnan
Advocate, Bangalore.

For II Party.

T. C. Narasimhaiah
Proprietor II Party.
B. Gopaliah Advocate for
II Party. Bangalore.

V. K. Balasundaram
Advocate for II Party,
Tumkur.

A. PANCHAKSHARIAH.
Presiding Officer,
Industrial Tribunal, Bangalore.

ORDER.

Bangalore, dated 17th November 1967.

S. O. 2224.—WHEREAS by State Government Order No. L [illegible]A 543 LLD 66, dated 15th December 1966, the Industrial Dispute between the Workmen and the Management of Narasimha Furniture Works, Tumkur, was referred to the Industrial Tribunal, Bangalore for adjudication.

AND WHEREAS the Industrial Tribunal, Bangalore, has submitted to the State Government its award in respect of the said Industrial Dispute;

NOW, THEREFORE, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore are pleased to direct the publication of the said award as above, in the *Mysore Gazette*.

[No LMA 542 LLD 66.]

By Order and in the name of the Governor of Mysore,

1466 G. G. PUROHIT, *Under Secy.*